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Hearing Date:
February 17, 2011 at 10:00 a.m. (ET)
Response Deadline:
February 3, 2011 at 4:00 p.m. (ET)

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

DPH HOLDINGS CORP., *et al.*,

Reorganized Debtors.

Chapter 11
Case No. 05-44481 [RDD]

DELPHI AUTOMOTIVE SYSTEMS, LLC,

Plaintiff

Adv. Pro. No. 07-02466 [RDD]

v.

MJ CELCO, INC.,

Defendant.

**MOTION AND BRIEF OF DEFENDANT MJ CELCO, INC. FOR RELIEF FROM
FOURTH ORDER EXTENDING TIME TO SERVE COMPLAINT**

MJ Celco, Inc., by its attorneys, for its Motion for Relief from Fourth Order Extending Time to Serve Complaint, adopts and joins in the Motion and Brief of Defendant for Relief from Fourth Order Extending Time to Serve Complaint filed by Defendant ATS Automation

Tooling Systems Inc., in Adversary Proceeding No. 07-02125 and in the main bankruptcy case on October 22, 2010.

WHEREFORE, MJ Celco, Inc. prays that this Court vacate or set aside the Fourth Order Extending Time to Serve Complaint, and dismiss the Complaint with prejudice.

Dated: October 22, 2010.

MJ CELCO, INC.

By /s/ Robert D. Nachman
Robert D. Nachman
Barack Ferrazzano Kirschbaum & Nagelberg LLP
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CERTIFICATE OF SERVICE

I hereby certify that on the 22^d day of October, 2010, a copy of the foregoing was electronically filed with the Clerk of the Court using the ECF system which will send notification of such filing to all counsel of record.

I further certify that on the 22^d day of October, 2010, a copy of the foregoing was mailed by first-class U.S. Mail on the following:

DPH Holdings Corp. Attn: John Brooks 5725 Delphi Drive Troy, Michigan 48098	Butzel Long Attn: Cynthia J. Haffey 150 W. Jefferson Avenue Suite 100 Detroit, Michigan 48226
Butzel Long Attn: Eric Fisher 380 Madison Avenue, 22 nd Floor New York, New York 10017	Latham & Watkins Attn: Mark A. Broude/Robert J. Rosenberg 885 Third Avenue New York, New York 10022
Warner Stevens, L.L.P. Attn: Michael D. Warner 301 Commerce Street Suite 1700 Fort Worth, Texas 75102	Office of the U.S. Trustee Attn: Alicia M. Leonhard, Trace Hope Davis and Brian Masumoto 33 Whitehall Street, 21 st Floor New York, New York 10004

I further certify that on the 22^d day of October, 2010, a copy of the foregoing was sent via UPS overnight mail upon the Honorable Robert D. Drain, U.S. Bankruptcy Court for the Southern District of New York, 300 Quarropas Street, White Plains, New York 10601-4140.

/s/ Robert D. Nachman

Robert D. Nachman
Barack Ferrazzano Kirschbaum & Nagelberg LLP